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*Attorney for Defendant Open Road Delivery
Holdings, Inc. d/b/a Amuse.*

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

MOISES SERRANO, individually and
on behalf of all others similarly
situated,

Plaintiff,

v.

OPEN ROAD DELIVERY HOLDINGS,
INC., D/B/A AMUSE, ET AL.,

Defendants.

Case No. 2:22-cv-07245-SB-AS

**DECLARATION OF ALEX BECKER
IN SUPPORT OF MOTION FOR
FINAL APPROVAL OF CLASS
SETTLEMENT**

DATE: December 1, 2023
TIME: 8:30 am
CTRM: 6C

Compl. Served: October 25, 2022

Honorable Stanley Blumenfeld, Jr.;
Magistrate Judge Alka Sagar

1 I, Alex Becker, declare as follows:

2 1. I am the former Chief Revenue Officer at Open Road Delivery Holdings,
3 Inc., d/b/a Amuse (“Amuse”). I have personal knowledge of the matters set forth in
4 this Declaration, and for those matters for which I do not have personal knowledge, I
5 am informed and believe they are true. If called as a witness, I could and would
6 competently testify to these matters.

7 2. I was employed with Amuse for over 3 years. While at Amuse, my job
8 responsibilities included oversight of customer relations, products, and merchandise,
9 as well as conducting research for litigation brought against Amuse.

10 3. I am familiar with Amuse’s business records regarding its customer
11 accounts, which were made with information transmitted from customers at or near
12 the time of the occurrence by person(s) with knowledge of these matters.

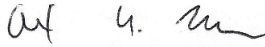
13 4. In connection with this lawsuit, I gathered and provided Amuse’s outside
14 counsel with copies of Amuse’s business records for consumer opt-out data and for
15 data regarding text messages sent by Happy Cabbage on Amuse’s behalf.

16 5. Specifically, with respect to opt-out data, I gathered and produced a
17 document called “UNSUB SMS MASTER.csv.” This was the file that Amuse
18 provided Happy Cabbage at or around the time that Amuse had retained Happy
19 Cabbage as its third-party texting vendor. The file contained Amuse’s full list of all
20 individuals who had, prior to that time, requested not to be texted.

21 6. With respect to texts sent by Happy Cabbage on Amuse’s behalf, I
22 contacted Happy Cabbage in April 2023 to obtain records of all text messages that it
23 had sent. Happy Cabbage provided me that data, which was produced to Plaintiff’s
24 counsel unadulterated.

25
26 I declare under penalty of perjury under the laws of the United States that the
27 foregoing is true and correct.
28

Executed on the 9th day of November, 2023, in Sherman Oaks, California.



Alex Becker